

Exhibit H

1 UNITED STATES DISTRICT COURT

2 SOUTHERN DISTRICT OF NEW YORK

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3 CURTIS JAMES JACKSON III p/k/a 50 CENT,
4 TOMORROW TODAY ENTERTAINMENT, INC.,
a New York Corporation, and G-UNIT
5 RECORDS, INC., a New York Corporation,

Plaintiffs,

6 - against -

7 LEE Q. ODENAT a/k/a "Q" d/b/a
8 WWW.WORLDSTARHIPHOP.COM,

Defendant/Third-Party Plaintiff,

9 - against -

10 YVES MONDESIR,

Third-Party Defendant.

11 -----X

12
13 295 Madison Avenue
14 New York, New York

15 May 3, 2011
11:18 a.m.

16
17 Further Deposition of Defendant/Third-Party
18 Plaintiff LEE Q. ODENAT, taken pursuant to Notice,
19 before Elizabeth Santamaria, a Notary Public of the
20 State of New York.

21
22
23 ELLEN GRAUER COURT REPORTING CO. LLC
24 126 East 56th Street, Fifth Floor
New York, New York 10022
212-750-6434
25 REF: 96902

1 ODENAT

2 question. Were these images or artwork ever on your
3 website WorldstarHipHop.com?

4 A. I don't recall. I don't recall.

5 MR. JEKIELEK: Please mark
6 Exhibit 5.

7 (Odenat Exhibit 5, one-page document
8 bearing Bates Nos. 00577 through 00584,
9 marked for identification).

10 Q. I have placed in front of you Odenat
11 Exhibit 5. Can you please review that and when you
12 are done, let me know.

13 MR. ZARIN: For the record, it's
14 Bates Nos. 577 through 584.

15 Q. Do you recognize the document in
16 front of you, Mr. Odenat?

17 A. Yes.

18 Q. What is it?

19 A. "G-Unit Beg For Mercy."

20 Q. So it's a copy of the artwork or the
21 album cover of G-Unit's "Beg For Mercy" album?

22 A. Yes.

23 Q. Was this artwork ever posted on your
24 website, WorldstarHipHop.com?

25 A. I see two images that -- yeah, I see

1 ODENAT

2 two images that was on the site.

3 Q. Which ones? Can you indicate to me
4 which images?

5 MS. STETSON: Maybe it would be
6 good if he could circle them so we can use
7 that as an exhibit.

8 MR. JEKIELEK: Sure.

9 Q. If you need a pen, you can indicate
10 to me which images were on your website
11 WorldstarHipHop.com.

12 MR. ZARIN: Objection. I don't
13 think he -- I understood the question.

14 MS. STETSON: Okay.

15 MR. ZARIN: Would you please ask
16 the question again.

17 MR. JEKIELEK: Please repeat it.

18 (Record read.)

19 MR. ZARIN: The Worldstar Hip Hop
20 website, right, not on Whoo Kidd mixtapes?

21 MS. STETSON: He already answered
22 it.

23 MR. ZARIN: Yes, I just want --

24 MS. STETSON: No, no, he's trying
25 to coach the witness. That's what he's

1 ODENAT

2 doing right now.

3 MR. JEKIELEK: It's real simple.

4 MS. STETSON: Yeah, it's real
5 simple. Circle the ones --

6 Q. Circle the ones on the website.

7 A. This is on the Whoo Kidd mixtapes.
8 These images were on Whoo Kidd mixtapes.

9 Q. That's not the question.

10 A. I don't recall seeing them on the
11 site.

12 Q. My question is --

13 MS. STETSON: You are changing his
14 testimony because of you, Scott.

15 MR. ZARIN: No. He is clarifying
16 his testimony.

17 MS. STETSON: I see exactly what's
18 going on.

19 A. I am being honest, man.

20 MS. STETSON: It was repeated
21 twice, too.

22 Q. To the best of your recollection,
23 were any of the images in front of you featured on
24 your website WorldstarHipHop.com?

25 A. It was -- okay. What I misunderstood

1 ODENAT

2 what you said was the actual CD from Whoo Kidd.
3 G-Unit Radio series was on the site for listening.
4 So the mixtape cover which I'm recollecting of the
5 images were on the mixtape by DJ Whoo Kidd. That's
6 what I thought you meant.

7 Q. Listen, it's simple. Were any of
8 these images in front of you, regardless of how they
9 came to you --

10 A. It was on a mixtape.

11 Q. I don't care about that. I want to
12 know --

13 MR. ZARIN: He is answering the
14 question.

15 MR. JEKIELEK: Scott, but he's
16 answering different questions.

17 Q. I want to know, were these images
18 ever posted on your website through any means? It
19 is a "yes" or "no" question.?

20 MR. ZARIN: It's not a "yes" or
21 "no" question.

22 MS. STETSON: Yes, it is. He can
23 explain but he first has to say "yes" or
24 "no."

25 MR. ZARIN: He has to explain what